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8 UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 Michael Sears,

12 Plaintiff,

13 v.

14 City of Oroville,

15 Defendant.
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No. 2:22-cv-01624-KJM-KJN

ORDER

17 Plaintiff Michael Sears brings this employment action against the City of Oroville.
18 Compl., ECF No. 1. Oroville moves to dismiss two claims for failure to state a claim. Mot., ECF
19 No. 7. In Oroville’s notice of motion, its counsel notes calling plaintiff’s counsel requesting to
20 meet and confer five days before filing, leaving a voicemail, and then following up by email with
21 “a detailed description of each argument Defendant intended to raise.” *Id.* at 2. Plaintiff’s
22 counsel never responded. *Id.*

23 This court’s standing order requires attorneys to meet and confer with one another before
24 they file motions. *See* Standing Order at 3, ECF No. 3-1; *Mollica v. County of Sacramento*,
25 No. 19-2017, 2022 WL 15053335, at *1 (E.D. Cal. Oct. 26, 2022). Attorneys who intend to file
26 motions must “discuss thoroughly the substance of the contemplated motion and any potential
27 resolution.” *Id.* “Counsel should discuss the issues sufficiently so that if a motion of any kind is

1 filed . . . the briefing is directed only to those substantive issues requiring resolution by the court.”
2 *Id.*

3 With respect to the motion pending in this case, the court acknowledges the defense’s
4 exhaustion of meet and confer, notwithstanding plaintiff’s non-responsiveness. The court is not
5 willing to excuse plaintiff’s non-compliance with its standing order. “Meeting and conferring
6 saves time and money for all involved—if done correctly. Productive discussions spare both the
7 moving and opposing party the time they would otherwise have devoted to writing unnecessary or
8 ineffective arguments.” *Mollica*, 2022 WL 15053335, at *1. For these reasons, plaintiff’s
9 counsel is **ordered to show cause why monetary sanctions of \$250 should not be imposed for**
10 **failure to meet and confer with defense counsel in compliance with this court’s standing**
11 **order.** Plaintiff’s counsel must show cause **within seven (7) days** of the filing date of this order.

12 IT IS SO ORDERED.

13 DATED: February 9, 2023.

14 
CHIEF UNITED STATES DISTRICT JUDGE